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Patent  
Attorney Docket No. 54704.8018.US00

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Date: November 11, 2002 By: Miyabi Grace *Miyabi Grace*

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

IN RE APPLICATION OF: Charles W. Hewitt *et al.*  
APPLICATION NO.: 09/903,381  
FILED: July 11, 2001  
FOR: **CONTROL SAMPLES FOR USE AS STANDARDS  
FOR EVALUATING APOPTOSIS IN A SELECTED  
TISSUE**

EXAMINER: Davis, Minh Tam  
ART UNIT: 8315

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**Amendment in Response to Restriction Requirement**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

In response to the Office Action dated September 10, 2002, please amend the application as follows.

In the Claims

Please cancel claims 23-25.

REMARKS

In the above referenced Office Action, the Examiner divided the claims into the following groups:

Group I, claims 1-22, drawn to a composition and a kit comprising at least one segment of a tissue that has been subjected to a treatment that reproducibly results in a predetermined, measurable amount of apoptosis in the segment;

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Group II, claim 23, drawn to a kit and one or more additional reagents;

Group III, claim 24, drawn to a kit and an extract of the soluble proteins of the tissue segment; and

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